

Air D-25
June '69

NEW JERSEY AIR POLLUTION CONTROL CODE

New Jersey State
Department of Health
John Fitch Plaza, P.O. Box 1540
Trenton, New Jersey 08625

CHAPTERS 1, 2, 3, - Definitions, Open Burning, Municipal Ordinances

The Air Pollution Control Code consists of a group of administrative regulations published as chapters. These regulations have the force and effect of law. By law, the authority to promulgate such regulations, after public hearing, is vested in the New Jersey State Department of Health.

NOTE: Chapters of the New Jersey Air Pollution Control Code available are:

- | | |
|--------------------------------|--|
| 1 Definitions | 7 Solid Particles |
| 2 Open Burning | 8 Sulfur Compounds from Industrial Processes |
| 3 Municipal Regulations | 9 Permits |
| 4 Smoke | 10 Sulfur in Fuels (Oil) |
| 5 Solid Fuel | 10A Sulfur in Coal |
| 6 Prohibition of Air Pollution | 11 Incinerators |
| | 12 Emergencies |

CHAPTER 1 - Definitions

Effective May 1, 1956

SECTION 1-DEFINITIONS

The following terms used in this code shall mean and include:

- 1.1 REFUSE: Garbage, rubbish and trade waste.
- 1.2 GARBAGE: Animal and vegetable matter originating in houses, kitchens, restaurants and hotels, produce markets, etc.
- 1.3 RUBBISH: Solids not considered to be highly flammable or explosive including but not limited to rags, old clothes, leather, rubber, carpets, wood, excelsior, paper, ashes, tree branches, yard trimmings, furniture, tin cans, glass, crockery, masonry and other similar materials.
- 1.4 TRADE WASTE: All solid or liquid material or rubbish resulting from construction, building operations, or the prosecution of any business, trade or industry including, but not limited to, plastic products, cartons, paint, grease, oil and other petroleum products, chemicals, cinders and other forms of solid or liquid waste material.
- 1.5 SALVAGE OPERATIONS: Any business, trade or industry engaged in whole or in part in salvaging or reclaiming any product or material, including, but not limited to, metals, chemicals, shipping containers or drums.
- 1.6 OPEN BURNING: Any fire wherein the products of combustion are emitted into the open air, and are not directed thereto through a stack or chimney.
- 1.7 STACK OR CHIMNEY: A flue, conduit or opening permitting particulate or gaseous emissions into the open air, or constructed or arranged for such purpose.
- 1.8 PERSON: The word "person" includes corporations, companies, associations, societies, firms, partnerships and joint companies as well as individuals, unless restricted by the context to an individual as distinguished from a corporate entity or specifically restricted to one or some of the above enumerated synonyms and, when used to designate the owner of property which may be the subject of an offense includes this state, the United States, any other state of the United States as defined infra and any foreign country or government lawfully owning or possessing property within this state.
- 1.9 COMMISSIONER: Means the State Commissioner of Health who is the chief administrative officer of the State Department of Health.
- 1.10 AIR POLLUTION: The presence in the outdoor atmosphere of substances in quantities which are injurious to human, plant or animal life or to property or unreasonably interfere with the comfortable enjoyment of life and property throughout the State and in such territories of the State as shall be affected thereby and excludes all aspects of employer-employee relationship as to health and safety hazards.

(See reverse side for Chapter 2 and Chapter 3)

NOTE: The State Department of Health has under advisement certain changes in these code chapters. Chapters 1 and 3 may be repealed and Chapter 2 amended.